

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

MICHAEL CHAD BLACK, *on behalf of
himself and others similarly situated,*

Plaintiffs,

v.

IDEAL CONCEPTS, INC.,

Defendant.

Case No. 1:24-cv-1323

**PLAINTIFF’S UNOPPOSED MOTION FOR EXTENSION OF TIME TO RESPOND TO
DEFENDANT’S MOTION TO DISMISS**

Pursuant to Fed. R. Civ. P. 6(b)(1)(A), Plaintiff Michael Chad Black (“Plaintiff”) respectfully requests an extension of time of 30 days, up to and including March 31, 2025, for Plaintiff to respond to, and oppose, Defendant’s Motion to Dismiss, or, in the Alternative, to Certify Pursuant to 28 U.S.C. § 1292(b) (“Defendant’s Motion”).

In support thereof, Plaintiff states the following:

1. Plaintiff commenced this action on October 31, 2024. (Dkt 1.)
2. Plaintiff alleges a single claim pursuant to the Telephone Consumer Protection Act, 47 U.S.C. § 227, et seq., stemming from the alleged receipt of unsolicited telephone calls to a cellular telephone number registered on the national do-not-call registry. (*Id.*)
3. On December 16, 2024, Defendant Ideal Concepts, Inc. (“Defendant”), filed an appearance. (Dkt. 9.)
4. After the parties exchanged some preliminary information relating to the calls at issue, Defendant sought a 45-day extension to respond to Plaintiff’s Complaint. Plaintiff agreed.

5. On December 16, 2024, the parties filed a joint motion requesting this Court extend Defendant's response date to February 14, 2025. (Dkt. 10.) This Court granted the parties' request for an extension of time for Defendant to respond to Plaintiff's Complaint on December 17, 2024. (Dkt. 11.)

6. On February 13, 2025, Defendant filed a Motion to Dismiss, or in the Alternative, Motion for Certificate of Appealability, arguing do-not-call regulations do not apply to cellular telephones. (Dkt. 14.)

7. Plaintiff's response to Defendant's Motion is due February 27, 2025.

8. Due to the complexity of the motion, Plaintiff needs additional time to confer with counsel, investigate Defendant's arguments, and formulate a proper response.

9. Defendant consents to this extension.

10. This extension request is made in good faith and not for the purpose of delay. The requested extension will not prejudice any party.

DATED: February 21, 2025

Respectfully submitted,

/s/ Anthony I. Paronich
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[PROPOSED] ORDER

Now before the Court is Plaintiff Michael Chad Black's Unopposed Motion for Extension for Time to Respond to Defendant's Motion to Dismiss, or, in the Alternative, to Certify Pursuant to 28 U.S.C. § 1292(b). It is hereby ORDERED and DECREED that:

1. For good cause shown, Plaintiff's Unopposed Motion for Extension of Time is granted. The Court extends Plaintiff's deadline to respond to Defendant's Motion by thirty (30) days, up to and including March 31, 2025.

United States District Judge